

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 8, 2005]²

Bill No. and sponsor: H.R. 2437 (Mr. Tim Murphy of Pennsylvania).

Proponent name, location: Bayer MaterialScience LLC, Pittsburgh, PA.

Other bills on product (109th Congress only): S. 1469.

Nature of bill: Temporary duty suspension through December 31, 2009.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Copolymer of methyl ethyl ketoxime and toluenediisocyanate (CAS No. 352462-03-4) (provided for in subheading 3911.90.45).

Check one: ☒ Same as that in bill as introduced.
 ☐ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

This polymer product is used as a component in automobile paint coatings. It is also used to coat plastics because of its low-curing temperature. It is imported from Germany by the proponent.

¹ Industry analyst preparing report: Ray Cantrell (202-205-3362); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Estimated effect on customs revenue:

HTS subheading: <u>3911.90.45</u>					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	5.8%	5.8%	5.8%	5.8%	5.8%
Estimated value <i>dutiable</i> imports	\$1,200,000	\$1,300,000	\$1,400,000	\$1,500,000	\$1,600,000
Customs revenue loss	\$69,600	\$75,400	\$81,200	\$87,000	\$92,800

Source of estimated dutiable import data: Commission and industry estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Bayer MaterialScience LLC (Proponent) Ms. Karen L. Niedermeyer, 412-777-2058	9/13/2005	No	No	No
BASF Corporation Mr. Greg Thies, 202-558-5100	9/16/2005	No	No	No
Celanese Corporation Mr. Bob Carpenter, 202-637-3469	9/16/2005	No	No	No
Dow Chemical Company Ms. Lisa Schroeter, 202-429-3400 Ms. Jan Neuenfeldt, 989-636-8427	9/16/2005	No	No	No
DuPont Ms. Elaine M. Olsen, 302-992-2263	9/16/2005	No	No	No
Efficient Global Trade, Inc. Mr. Henry P. Stoebenau, 215-628-4919	9/18/2005	No	No	No
Huntsman Corporation Mr. Peter De Vries, peter_de_vries@huntsman.com	9/16/2005	No	No	No
LANXESS Corporation Mr. Seth Tomei, 412-809-3664	9/13/2005	No	No	No
Lyondell Chemical Company Mr. Ted Gormanos, 713-309-2349	9/16/2005	No	No	No

Solutia, Inc. Mr. Bob Hurley, 202-289-9800	9/16/2005	No	No	No
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Technical comments:³ None.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2437

To suspend temporarily the duty on Desmodur BL XP 2468.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2005

Mr. MURPHY introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on Desmodur BL XP 2468.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. DESMODUR BL XP 2468.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

“	9902.05.70	Copolymer of methyl ethyl ketoxime and toluenediisocyanate (CAS No. 352462–03–4) (provided for in subheading 3911.90.45)	Free	No change	No change	On or before 12/31/2009	”.
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1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of enactment of this Act.

